

U.S. Patent Application No. 09/904,319
Reply to Final Office Action dated May 17, 2006

PATENT
450100-03342

REMARKS/ARGUMENTS

Reconsideration and withdrawal of the rejections of the application are respectfully requested in view of the amendments and remarks herewith, which place the application into condition for allowance. The present amendment is being made to facilitate prosecution of the application.

I. STATUS OF THE CLAIMS AND FORMAL MATTERS

Claims 1-16 are currently pending. Claims 1, 3, 5, 6 and 9-16, which are independent, are hereby amended. No new matter has been introduced. Support for this amendment is provided throughout the Specification, specifically on pages 13-17. Changes to the claims are not made for the purpose of patentability within the meaning of 35 U.S.C. §101, §102, §103, or §112. Rather, these changes are made simply for clarification and to round out the scope of protection to which Applicants are entitled.

II. REJECTIONS UNDER 35 U.S.C. §102(e) and 35 U.S.C. §103(a)

Claims 1-6, 8-16 were rejected under 35 U.S.C. §102(e) as allegedly anticipated by U.S. Patent No. 6,204,886 to Yoshimura et al. (hereinafter, merely "Yoshimura").

Claim 7 was rejected under 35 U.S.C. §103(a) as allegedly unpatentable over Yoshimura.

III. RESPONSE TO REJECTIONS

Claim 1 recites, *inter alia*:

"A recording and reproducing apparatus comprising:

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...a controlling element for selectively activating, by a single operation of a user, any one of a recording monitor image, a dual-screen display image made of a recording monitor image and a playback image, and a playback image alone,

wherein the display-ready video signals of said recording monitor image are independent of the display-ready video signals of said playback image,

wherein the display-ready video signals of said recording monitor image have a transfer rate higher than a bit rate of the display-ready video signals of said playback image.” (emphasis added)

As understood by Applicants, Yoshimura relates to a television receiver having a recording and reproducing function and a recoding and reproducing method of a television signal such that a program is always recording on a recording medium. By time-divisionally processing, the recording and reproduction are executed in parallel. A high speed reverse rotation reproduction is instructed by the user in order to switch from the video image by the television broadcasting to the reproduction video image reproduced from a hard disk.

Applicants respectfully submit that Yoshimura fails to teach or suggest the features of claim 1. Specifically, Applicants submit that there is no teaching or suggestion of a recording and reproducing apparatus wherein the display-ready video signals of said recording monitor image have a transfer rate higher than a bit rate of the display-ready video signals of said playback image, recited in claim 1.

Therefore, Applicants respectfully submit that claim 1 is patentable.

For reasons similar to those described above with regard to independent claim 1, independent claims 3, 5, 6 and 9-16 are also believed to be patentable.

Therefore, Applicants submit that independent claims 1, 3, 5, 6 and 9-16 are patentable.

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IV. DEPENDENT CLAIMS

The other claims are dependent from one of the independent claims discussed above, and are therefore believed patentable for at least the same reasons. Since each dependent claim is also deemed to define an additional aspect of the invention, however, the individual reconsideration of the patentability of each on its own merits is respectfully requested.

CONCLUSION

In the event the Examiner disagrees with any of the statements appearing above with respect to the disclosures in the cited reference, it is respectfully requested that the Examiner specifically indicate those portion or portions of the reference, providing the basis for a contrary view.

Please charge any additional fees that may be needed, and credit any overpayment, to our Deposit Account No. 50-0320.

In view of the foregoing amendments and remarks, it is believed that all of the claims in this application are patentable and Applicants respectfully request early passage to issue of the present application.

Respectfully submitted,

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